

Message Text

LIMITED OFFICIAL USE

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ACTION BIB-01

INFO OCT-01 EUR-12 ISO-00 SS-15 NSCE-00 ICAE-00 CIAE-00
PA-01 INR-10 INRE-00 SSO-00 L-03 /043 W
-----011602 080943Z /13
O 080911Z SEP 78
FM AMCONSUL MUNICH
TO SECSTATE WASHDC IMMEDIATE 0851
INFO AMEMBASSY BONN

LIMITED OFFICIAL USE SECTION 01 OF 02 MUNICH 04279

E.O. 11652: N/A
TAGS: PEPR, ETEL, GW
SUBJECT: RFE/RL LICENSE

REF: A) STATE 226903, B) MUNICH 4207

1. AS EXPLAINED REFTEL B, RFE/RL HAS RECEIVED POSTAL
MINISTRY LETTER, WHICH AFFIRMS FRG READINESS TO ISSUE
LICENSE UPON RECEIPT OF WRITTEN UNDERTAKING REAFFIRMING
COMMITMENTS MADE IN 1955 APPLICATION AND ADDING CERTAIN
ADDITIONAL OBLIGATIONS REQUIRED BY SUBSEQUENT AMENDMENTS
TO FRG LAW.

2. FOLLOWING IS UNOFFICIAL TRANSLATION OF PERTINENT
PORTIONS OF TEXT:

BEGIN TEXT: DEAR MR. MOELLER:
SINCE RFE AND RL, IN YOUR LETTER OF 14 APRIL 1977,
EXPRESSED THEIR AGREEMENT THAT RFE/RL, AS A NEW BROAD-
CASTING ORGANIZATION, WOULD ASSUME THE LEGAL STATUS OF THE
PREVIOUS ORGANIZATIONS I INFORM YOU THAT THE FEDERAL
REPUBLIC IS PREPARED TO TRANSFER THE BROADCASTING LICENSE
AS APPLIED FOR.

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AS I HAVE ALREADY MENTIONED A PORTION OF THE INFORMATION
IN THE EARLIER REQUIREMENTS OF THE RADIO BROADCASTING

LICENSE HAS BEEN SUPERSEDED IN THE MEANTIME BY AMENDMENTS
TO THE RESPECTIVE REGULATIONS BY THE NEW RADIO BROAD-
CASTING LICENSES WHICH HAVE IN THE MEANTIME GONE INTO
EFFECT. I HAVE, THEREFORE, ALONG WITH THE GENERALLY

APPLICABLE REQUIREMENTS FOR RADIO BROADCASTING STATIONS
WITHIN THE FEDERAL TERRITORY, ASSEMBLED THE
SEVEN ADDITIONAL REQUIREMENTS FOR RFE/RL AND ATTACH THEM
HERETO ONCE AGAIN FOR THE RECORD.

I WOULD LIKE TO POINT OUT THE FOLLOWING:

1. THE FOLLOWING STIPULATIONS REPRESENT ONLY EDITORIAL
CHANGES TO THE PREVIOUSLY EXISTING VERSION: (PARAS TWO
THROUGH SIX ARE TECHNICAL SPECIFICATIONS).

7. THE RESTRICTION OF THE VALIDITY OF THE LICENSE TO
ONE YEAR IN PARAGRAPH 14 AS COMPARED TO II OF THE OLD
LICENSE RESULTS FROM THE FACT THAT THE USUALLY GRANTED
VALIDITY OF FIVE YEARS HAS ALREADY BEEN TAKEN ADVANTAGE OF
BY RFE AND RL IN THEIR PREVIOUS LICENSES.

IN ORDER THAT I CAN SEND YOU THE NEW LICENSE I ASK YOU,
AS HAS BEEN DISCUSSED ON VARIOUS OCCASIONS WITH MEMBERS
OF THE BIB, TO MAKE A DECLARATION TO THE FEDERAL
GOVERNMENT. THIS DECLARATION SHOULD CONTAIN THE
DECLARATION GIVEN TO THE FOREIGN OFFICE BY RFE AND RL IN
1955 AS WELL AS CERTAIN ADDITIONAL OBLIGATIONS IN WHICH
BROADCASTING STATIONS UNDER GERMAN LAW ARE SUBJECT IN
ACCORDANCE WITH THE LAW REGARDING THE INSTALLATION OF
RADIO STATIONS UNDER GERMAN LAW, AND READ AS FOLLOWS:
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"RFE/RL IN OPERATING ITS BROADCASTING INSTALLATIONS
ON GERMAN SOIL, WILL ABSTAIN FROM SUPPORTING OR
PROMOTING POLITICAL ENDEAVORS WHICH, IN THE OPINION OF
THE FEDERAL GOVERNMENT, ARE NOT IN AGREEMENT
WITH BASIC OBJECTIVES OF ITS POLICY.

"RFE/RL FURTHERMORE OBLIGATES ITSELF TO ALIGN ITS
TRANSMISSIONS, WHICH ARE INTENDED TO SERVE THE PURPOSE
OF AN INDEPENDENT DEVELOPMENT OF OPINION, FROM GERMAN
SOIL IN ACCORDANCE WITH THE EXISTING FREE DEMOCRATIC
BASIC PRINCIPLES IN THE GERMAN FEDERAL REPUBLIC.
REPORTING SHALL BE BROAD IN SCOPE, TRUTHFUL AND UNBIASED.
SOURCE AND CONTENT OF REPORTS INTENDED FOR DISSEMINATION
SHALL BE CAREFULLY CHECKED. NEWS AND COMMENTARIES ARE
TO BE SEPARATED. COMMENTARIES ARE TO BE IDENTIFIED AS
PERSONAL OPINIONS.

"SHOULD THE TRANSMITTING STATIONS OF RFE/RL, INC. ON
GERMAN SOIL CONDUCT THEMSELVES IN A MANNER CONTRARY TO
ONE OF THE PRECEEDING PARAGRAPHS, IN PARTICULAR NOT
ABSTAINING FROM SUPPORTING OR PROMOTING POLITICAL

ENDEAVORS WHICH ARE REJECTED BY THE FEDERAL GOVERNMENT,
THE FEDERAL GOVERNMENT CAN ADVISE RFE/RL, INC. OF THE
TERMINATION OF ITS TRANSMITTING LICENSE AND DEMAND THE
IMMEDIATE CESSATION OF TRANSMITTING OPERATION IN THE
FEDERAL REPUBLIC OF GERMANY.

"THE FEDERAL GOVERNMENT HAS, AT ALL TIMES, THE RIGHT
TO INFORM RFE/RL, INC., THROUGH THE FOREIGN OFFICE, OF A
COMPLAINT. TO PROVIDE A BASIS FOR THE INVESTIGATION OF
A COMPLAINT OR A DIFFERENCE OF OPINION WHICH MIGHT
OTHERWISE OCCUR, RFE/RL DECLARES ITSELF PREPARED TO
CLASSIFY ALL PROGRAMS WHICH ARE BROADCAST FROM RFE/RL

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ACTION EUR-12

INFO OCT-01 ISO-00 BIB-01 SS-15 NSCE-00 CIAE-00 PA-01
INR-10 INRE-00 SSO-00 ICAE-00 L-03 /043 W
-----011598 080944Z /13

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FM AMCONSUL MUNICH
TO SECSTATE WASHDC IMMEDIATE 0852
INFO AMEMBASSY BONN

LIMITED OFFICIAL USE SECTION 02 OF 02 MUNICH 04279

TRANSMITTING SITES IN THE FEDERAL REPUBLIC OF GERMANY,
TO RETAIN THESE FOR 30 DAYS FROM THE DATE OF USE, AND TO
PROVIDE THEM, UPON DEMAND, TO THE APPROPRIATE GERMAN
AGENCIES."

AS SOON AS THIS DECLARATION TO THE FEDERAL REPUBLIC,
ATTENTION FEDERAL MINISTER FOR POST AND COMMUNICATIONS,
HAS BEEN DELIVERED, I WILL SEND YOU THE LICENSE
CERTIFICATE.

THE AMERICAN EMBASSY RECEIVES A COPY. SINCERELY, ELIAS"

3. GERMAN TEXT POUCHED EUR/EE (SEYMOUR). FRISBIE

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Message Attributes

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Channel Indicators: n/a
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Concepts: LICENSES, RADIO BROADCASTING
Control Number: n/a
Copy: SINGLE
Draft Date: 08 sep 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Secure: OPEN
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Subject: RFE/RL LICENSE
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To: STATE
Type: TE
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